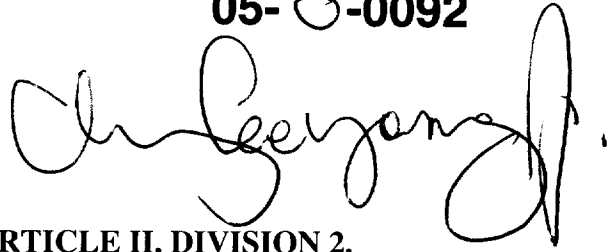


AN ORDINANCE

BY COUNCILMAN IVORY LEE YOUNG, JR.



AN ORDINANCE TO AMEND CHAPTER 10, ARTICLE II, DIVISION 2, SECTION 10-88 (e) OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO PROVIDE AN ADDITIONAL EXEMPTION TO AUTHORIZE ENTERTAINMENT AT A RESTAURANT OR SIDEWALK CAFÉ WHICH SELLS ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION IF THE RESTAURANT OR SIDEWALK CAFÉ MEETS CERTAIN REQUIREMENTS; AND FOR OTHER PURPOSES.

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

Section 1: Chapter 10, Article II, Division 2, Section 10-88 (e) of the City of Atlanta Code of Ordinances, which currently provides as follows:

“(e) The provisions of this section shall not apply to licenses issued hereunder to restaurants or sidewalk cafes, as defined in section 10-1, for the sale of alcoholic beverages for on-premises consumption; provided, however, that in order for a restaurant or sidewalk cafe to come within this exemption it shall provide no entertainment, as defined in section 10-1, unless it is located either:

- (i) within a mixed-use development (as that term is defined in section 16-29.001(24)) that has zoning approval for at least 50,000 square feet of retail space, 100,000 square feet of office space and 300 residential units or
- (ii) within a multi-building complex, which, for purposes of this code section, shall mean a group of buildings planned, developed and managed as a unit which is comprised of at least 50,000 square feet of retail shopping and/or restaurant space, at least 50,000 square feet of institutional office space; at least 100,000 square feet of space used for research and education, and at least 100,000 square feet of conference center space, as long as such multi-building complex is located on a college campus.

Under no circumstances may music and/or live entertainment be provided in an outdoor dining area.”

is hereby amended by adding a new subsection (iii) which shall provide as follows:

- (iii) or within a mixed-use development (as that term is defined in section 16-29.001(24)), comprised of not less than 99,000 total square feet, that has zoning approval for at least 2,000 square feet of retail space, 3,000 square feet of office space and at least 70 residential units, which is located within the jurisdictional boundaries of the City of Atlanta Downtown Development Authority and is also located within an Urban Enterprise Zone created by the City.

Section 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

#3

05-0-0092

(Do Not Write Above This Line)

AN ORDINANCE

BY COUNCILMEMBER
IVORY LEE YOUNG, JR.

AN ORDINANCE TO AMEND CHAPTER 10,
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(e) OF THE CITY OF ATLANTA CODE OF
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RESTAURANT OR SIDEWALK CAFÉ
MEETS CERTAIN REQUIREMENTS; AND
FOR OTHER PURPOSES.

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

Date Referred 11/18/05

Referred To: Public Safety/LA

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

Refer To

- FINAL COUNCIL ACTION
- ☐ 2nd
 - ☐ 1st & 2nd
 - ☐ 3rd
 - ☐ Consent
 - ☐ V Vote
 - ☐ RC Vote

CERTIFIED

MAYOR'S ACTION